NEWMAN, COMLEY & RUTH P.C.

ROBERT J. BRUNDAGE EDWARD C. CLAUSEN MARK W. COMLEY SHARIE L. HAHN JOSHUA L. HILL CATHLEEN A. MARTIN ATTORNEYS AND COUNSELORS AT LAW
601 MONROE STREET, SUITE 301
P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

www.ncrpc.com

STEPHEN G. NEWMAN
JOHN A. RUTH
THOMAS C. SMITH
NICOLE L. SUBLETT
DECENTROPY
APR 1. 6 2013

April 11, 2013

U.S. Geological Survey Attn: USGS FOIA Officer Mail Stop 807 National Center Reston, VA 20192

National Freedom of Information Officer U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, NW (2822T) Washington, DC 20460

Pat Percy FOIA Coordinator, Region 3 U.S. Fish and Wildlife Service 5600 American Blvd., West Bloomington, MN 55437 Emily Barker FOIA Specialist EPA Region 7 11201 Renner Blvd. Lenexa, KS 66219

Freedom of Information Officer U.S. EPA Region 5 (MI-9J) 77 West Jackson Blvd. Chicago, IL 60604-3590

Johnny Hunt FWS FOIA Officer Division of Information Resources & Technology 4401 N. Fairfax Drive, Suite 380 Arlington, VA 22203

Re: Freedom of Information Act Request (FOIA)

To the above-listed FOIA Coordinators/Officers:

Please consider this letter a Freedom of Information Act Request. I have addressed this letter to both the U.S. Environmental Protection Agency (EPA), the U.S. Geological Survey and the U.S. Fish and Wildlife Service because each of your agencies have studied or plan to study the potential impacts of chloride on aquatic life and the impact and/or approvability of amended water quality standards for chloride in Iowa and Missouri and other states.

I am requesting documents relating to chloride toxicity testing of mussel larvae, or glochidia. I understand some of this work may be ongoing at a U.S. Geological Survey laboratory in Columbia, Missouri. Please provide the testing methodology, associated Quality Assurance Project Plan, toxicity test results (including quality assurance and quality control test results), as well documentation of the tests, evaluation of the results, and any conclusions developed and reported. Also, please include any literature compiled and reviewed in support of the development of the testing methodology or evaluation of results.

I also request any correspondence, including emails and notes of phone conversations, by and between EPA, the Fish and Wildlife Service and the U.S. Geological Survey relating to

FOIA Coordinators/Officers April 11, 2013 Page 2

Missouri's and/or Iowa's amended chloride water quality standard and Fish and Wildlife Service's Section 7 Endangered Species consultation on the amended Missouri and Iowa chloride water quality standards. I also request any reports, studies, memo, documents, emails or other documents which explain and/or form the basis for Fish and Wildlife Service's reported position that Iowa's (and Missouri's) amended chloride water quality standard will or may have a negative impact on any endangered species or may jeopardize the continued existence of listed endangered species.

Sincerely,

Robert J. Brundage

Robert J. Brundage

rbrundage@ncrpc.com

RJB:la

c: John DeLashmit, EPA Region 7 (via email only)

John Hoke, Missouri Dept. of Natural Resources (via email only) John Madras, Missouri Dept. of Natural Resources (via email only) THE LAW FIRM OF

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION MONROE BLUFF EXECUTIVE CENTER 601 MONROE STREET, SUITE 301 P.O. BOX 537 JEFFERSON CITY, MISSOURI 65102-0537



Hasler

FIRST-CLASS MAIL

\$00.469



ZIP 65102 011D10620840

National Freedom of Information Officer U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, NW (2822T) Washington, DC 20460